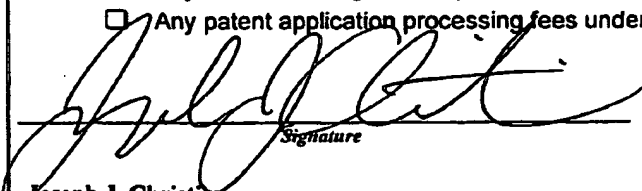


\$3617

41

AMENDMENT TRANSMITTAL LETTER (Small Entity)				Docket No. INDE-3041	
Applicant(s): Grasse, Andre W.					
Application No. 09/818,113	Filing Date 03/27/2001	Examiner McCarry Jr., Robert J.	Customer No. 5409	Group Art Unit 3617	Confirmation No.
Invention: THREE DIMENSIONAL LABEL FOR A CONTAINER AND METHOD OF FORMING THE SAME					
COMMISSIONER FOR PATENTS:					
Transmitted herewith is an amendment in the above-identified application.					
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	11 -	20 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	4 -	4 =	0 x	\$43.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0513 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 _____ Joseph J. Christian Reg. No. 51,560 SCHMEISER, OLSEN & WATTS LLP 3 Lear Jet Lane, Suite 201 Latham, New York 12110 (518) 220-1850			Dated: June 28, 2004		
<div style="text-align:center">RECEIVED JUL 07 2004 GROUP 3600</div>			I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.		
			_____ <i>Signature of Person Mailing Correspondence</i>		
			_____ <i>Typed or Printed Name of Person Mailing Correspondence</i>		

CC:
Adjustment date: 11/24/2004 SDIRET01
09/27/2004 LTYSON1 00000001 190513
01 FC:2201 .84.00 CR

BEST AVAILABLE COPY

DOCKET NO.: INDE-3041

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: **Grasso, Andrew W.**

Examiner: **McCarry, Jr., Robert J.**

Serial No.: **09/818,113**

Art Unit: **3617**

Filed: **03/27/2001**

For: **THREE DIMENSIONAL LABEL FOR A CONTAINER AND METHOD OF FORMING THE SAME**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ATTENTION: OFFICE OF FINANCE

Dear Sir:

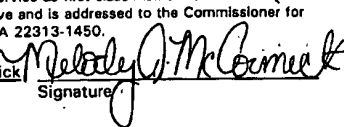
Petitioner hereby requests a refund in the amount of \$84.00 in response to the incorrect charging of our PTO Deposit Account on September 27, 2004.

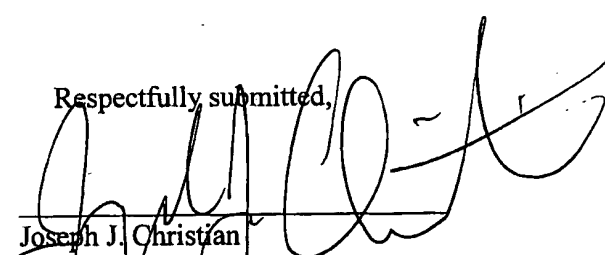
On June 28, 2004, Petitioner submitted an amendment wherein no new independent claims were added. On September 27, 2004, Petitioner's PTO Deposit Account was charged for \$84.00 with an explanation "Independent claims in excess of three".

Accordingly, Petitioner requests a refund in the amount of \$84.00 for adding incorrect billing.

Dated: October 5, 2004

Respectfully submitted,

<u>CERTIFICATE OF FIRST CLASS MAILING</u>	
Date of Deposit : 10/5/2004	
I hereby certify that this paper and/or fee is being deposited with the United States Postal Service as first class mail under 37 C.F.R. 1.8 on the date indicated above and is addressed to the Commissioner for Patents, Alexandria, VA 22313-1450.	
Melody A. McCormick	
Printed Name	Signature


Joseph J. Christian
Reg. No. 51,560
Schmeiser, Olsen & Watts
3 Lear Jet Lane - Suite 201
Latham, New York 12110
(518) 220-1850

Serial No.09/818,113